

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

WP(C).No. 31118 of 2007(D)

PETITIONER:

1. ELIZEBATH @ ELSY ROBERT, W/O. LATE ROBERT
AGED 75 YEARS, KALAPURACKAL HOUSE,
EDAKOCHI, KOCHI-6.
2. CYPRIAN @ SUPRI, S/O. LATE ROBERT
AGED 50 YEARS, KALAPURACKAL HOUSE,
EDAKOCHI, KOCHI-6.
3. K.R. NORTEN, S/O. LATE ROBERT
AGED 48 YEARS, KALAPURACKAL HOUSE,
EDAKOCHI, KOCHI-6.

BY ADV. SRI. DENIZEN KOMATH

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY ITS
SECRETARY, MINISTRY OF REVENUE, SECRETARIATE,
THIRUVANANTHAPURAM.
2. DISTRICT COLLECTOR, COLLECTORATE,
ERNAKULAM.
3. REVENUE DIVISIONAL OFFICER, FORT KOCHI.
4. TAHSILDAR, TALUK OFFICE, FORT KOCHI.
5. VILLAGE OFFICER, VILLAGE OFFICE
EDAKOCHI.

BY GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 19/11/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

ANTONY DOMINIC, J

W.P.(C). 31118/2007

Dated this the 19th day of November, 2007

JUDGMENT

The challenge in this writ petition is against Ext.P7. By this order, an amount of Rs.2,99,822/- is sought to be demanded from the petitioner for the period 1995 to 2007. Further a portion of the land already held unauthorizedly by the petitioner is also allowed to be resumed. It is pointed out by the learned Government Pleader that the said order is appealable under Rule 18 of the Assignment of Land under the Municipal Corporation area Rules framed by the land assignment rules.

2. Therefore, without prejudice to the rights of the petitioner to pursue the matter in appeal as above, I dispose of this writ petition directing the petitioner may file an appeal against Ext.P7 within a period of three weeks from today and that in the meanwhile further proceedings pursuant to the said order shall be kept in abeyance.

ANTONY DOMINIC
Judge

mrCS